

0-98-86

ORDINANCE NO. 7167

AN ORDINANCE AMENDING ORDINANCE NO. 6715 OF THE CODE OF ORDINANCES OF THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Ordinance No. 6715 adopting the 1991 edition of the Standard Fire Prevention Code and amending portions of same is codified as Section 46-81 and Section 46-82 of the Code of Ordinances of the City of North Little Rock; and

WHEREAS, it is in the best interests of the citizens and residents of North Little Rock, Arkansas that Ordinance No. 6715 be amended as set forth hereinbelow.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1. That Section 1 of Ordinance No. 6715 is hereby amended by the following:

(d) Page 195, §2002.2 shall be amended to read:

Except as hereinafter provided, it shall be unlawful for any person to possess, store, offer for sale, sell at retail, set off, ignite or otherwise explode any firecrackers or other fireworks by whatever name called within the city limits; provided that the use of fireworks for public displays shall be allowed upon recommendation by the fire marshal and authorization of the City Council, only after all of the provisions of NFIPa 1123 are met and all necessary permits have been issued. Every such use or display shall be handled by a competent operator approved by the fire marshal and shall be of such character and so located, discharged or fired so as not to be hazardous to property or endanger any person. The fine or penalty for violating this provision, upon conviction in municipal court, shall be not less than twenty-five and 00/100 dollars (\$25.00) nor more than five hundred and 00/100 dollars (\$500.00).

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 3. The provisions of this ordinance are hereby declared to be severable and, if any section, phrase or provision shall be declared or held to be invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 4. That the City Council has determined that the interest of the City and the residents thereof can best be served by the adoption of this Ordinance, THEREFORE, an emergency is hereby declared to exist and this ordinance being necessary for the immediate preservation of the public peace, health, and safety, shall be in full force and effect from and after its passage and approval.

PASSED:

September 14, 1998

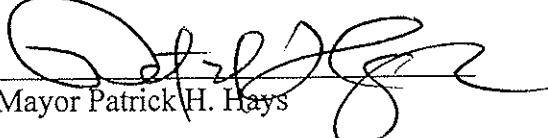
APPROVED:

Mayor Patrick H. Hays

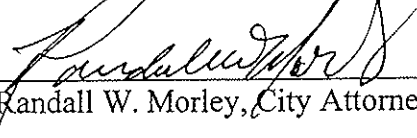
ATTEST:

Mary L. Munns, City Clerk

SPONSOR:


Mayor Patrick H. Hays

APPROVED AS TO FORM:


Randall W. Morley, City Attorney

Prepared by the Office of the City Attorney/J

FILED 10:50 A.M. P.M.

BY City Atty Morley

DATE 9-8-98

City Clerk's Office
North Little Rock, Ark.

Rec'd by 

0-00-52
ORDINANCE NO. 7327

AN ORDINANCE AMENDING ORDINANCE NO. 7167 AND
ORDINANCE NO. 6175 OF THE CODE OF ORDINANCES OF
THE CITY OF NORTH LITTLE ROCK; DECLARING AN
EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Ordinance No. ⁶⁷¹⁵~~6175~~ adopting the 1991 edition of the Standard Fire Prevention
Code and amending portions of same is codified as Section 46-81 and Section 46-82 of the Code of
Ordinances of the City of North Little Rock; and

WHEREAS, Ordinance No. ⁶⁷¹⁵~~6175~~ was amended by Ordinance No. 7167 on September 14,
1998; and

WHEREAS, it is in the best interests of the citizens and residents of North Little Rock,
Arkansas that Ordinance No. 7167, amending Ordinance No. ⁶⁷¹⁵~~6175~~, be amended as set forth
hereinbelow.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
NORTH LITTLE ROCK, ARKANSAS:

SECTION 1. That Section 1 of Ordinance No. 7167, amending Ordinance No. 6175, is
hereby amended by the following:

(d) Page 195, §2002.2 shall be amended to read:

Except as hereinafter provided, it shall be unlawful for any person to possess, store,
offer for sale, sell at retail, set off, ignite or otherwise explode any firecrackers or
other fireworks by whatever name called within the city limits; provided that the use
of fireworks for public displays shall be allowed upon recommendation by the fire
marshal and authorization of the City Council, only after all of the provisions of
NfiPa 1123 are met and all necessary permits have been issued. Every such use or
display shall be handled by a competent operator approved by the fire marshal and
shall be of such character and so located, discharged or fired so as not to be
hazardous to property or endanger any person.

No parent or guardian of a minor shall furnish money or a thing of value to a minor
for the purchase of fireworks or encourage, act in conjunction with or in any manner
instigate or aid a minor in the commission of having, keeping, storing, selling,
offering for sale, giving away, using, transporting or manufacturing fireworks within
the corporate limits of the city. The violation of this section shall be an offense
regardless of whether or not the minor shall be charged or found guilty of the offense.
The commission of the offense by the minor on the property under the control or
owned by the parent or guardian shall be prima facie proved that the parent or
guardian aided the minor.

The fine or penalty for violating this provision, upon conviction in municipal court, shall be not less than twenty-five and 00/100 dollars (\$25.00) nor more than five hundred and 00/100 dollars (\$500.00).

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

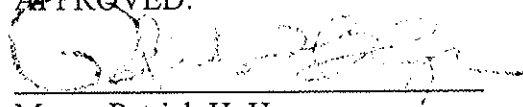
SECTION 3. The provisions of this ordinance are hereby declared to be severable and, if any section, phrase or provision shall be declared or held to be invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 4. That the City Council has determined that the interest of the City and the residents thereof can best be served by the adoption of this Ordinance, THEREFORE, an emergency is hereby declared to exist and this ordinance being necessary for the immediate preservation of the public peace, health, and safety, shall be in full force and effect from and after its passage and approval.

PASSED:

12-14-00

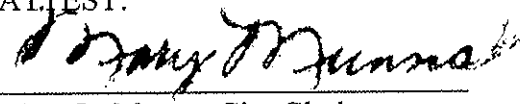
APPROVED:


Mayor Patrick H. Hays

SPONSOR:

Patrick H. Hays by JH
Mayor Patrick H. Hays

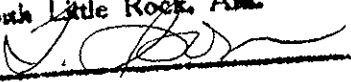
ATTEST:


Mary L. Munns, City Clerk

APPROVED AS TO FORM:

Paul Suskie by JH
Paul Suskie, City Attorney

Prepared by the Office of the City Attorney/J

FILED 11:28 A.M. PM.
BY Asst City Clerk Hamilton
DATE 12-15-00
City Clerk's Office
North Little Rock, Ark.
Rec'd by 

CHAPTER 20 FIREWORKS

2001 GENERAL

Nothing in this chapter shall be construed to prohibit the use of fireworks by railroads or other transportation agencies for signal purposes of illumination, or the sale or use of blank cartridges for a show or theater, or for signal or ceremonial purposes in athletics or sports or for use by military organizations.

2002 MANUFACTURE, SALE AND DISCHARGE

2002.1 Special Permits

2002.1.1 The manufacture of fireworks within the jurisdictional area is prohibited except under special permits as are required by local and state regulations.

2002.1.2 Appliances for permits shall be made in writing at least 10 days in advance of the date of the display. After such privilege shall be granted, sale, possession, use and distribution of fireworks for such display shall be lawful for that purpose only. No permit granted hereunder shall be transferable.

2002.2 Restricted Use

Except as hereinafter provided, it shall be unlawful for any person to possess, store, to offer for sale, sell at retail, or use or explode any fireworks; provided that the Fire Official shall permit the use of fireworks for public or private displays when all of the provisions of NFPA 1123 are met and after all necessary permits have been issued. Every such use or display shall be handled by a competent operator approved by the Fire Official, and shall be of such character and so located, discharged or fired so as not to be hazardous to property or endanger any person.

2003 BOND REQUIRED

The permit holder shall furnish a bond or certificate of insurance in an amount deemed adequate by the Fire Official for the payment of all damages which may be caused either to a person or persons or to property by reason of the permitted display, and arising from any acts of the permit holder, his agents, employees or subcontractors.

2004 DISPOSAL OF UNFIRED FIREWORKS

Any fireworks that remain unfired after the display is concluded shall be immediately disposed of in a way safe for the particular type of fireworks remaining.

2005 SEIZURE OF FIREWORKS

2005.1 Removal

The Fire Official shall seize, take, remove, or cause to be removed at the expense of the owner all stocks of fireworks offered or exposed for sale, stored, or held in violation of this chapter.

2005.2 Disposal

2005.2.1 If any fireworks or combustibles are deemed by the Fire Official to be in such a state or condition as to constitute a hazard to life or property, said Fire Official may dispose of such fireworks or combustibles without further process of law. The Fire Official is authorized to dispose of any abandoned fireworks or combustibles that he deems to be hazardous to life or property.

2005.2.2 If the person so charged is found guilty of violating the provisions of this chapter or any rule or regulation adopted pursuant thereto with regard to possession, handling, or storage of fireworks, or combustibles, the Fire Official is authorized to dispose of the confiscated material in such a way as he shall deem equitable.

2006 INDOOR FIREWORKS SPECIAL EFFECTS

2006.1 Indoor Permit

2006.1.1 No person shall discharge any fireworks as defined in 202 inside of any building without a permit. Such permit shall prescribe the explosive compounds to be used and the amount per show.

2006.1.2 Prior to the issuance of a permit for indoor fireworks, the operator shall file application with the Fire Department, stating qualifications and other information as deemed necessary by the Fire Official to certify that the other operator for which application has been made is capable of safely discharging such fireworks as described to the satisfaction of the Fire Official.

2006.1.3 No permit once issued may be transferred to another location nor another operator and any change in the information listed on the permit will necessitate the re-application for a new permit. Any time the circumstances listed on the permit change, the permit is then void.

2006.1.4 No permit shall be issued until the show setup is approved by the Fire Official or his designee prior to the first show.

2006.1.5 No permit shall be issued unless the building listed as the location of the display has had a current fire inspection and is in compliance with this Code.

2006.2 Location And Amount

2006.2.1 The location of the fireworks display shall be specified as to street address, building designation and exact area within the building to assure that the proposed display can safely be discharged as approved.

2006.2.2 At no time shall the amount of explosive compound inside the building listed on the permit exceed the amount necessary for one show date consumption.